1 The Honorable Benjamin H. Settle 2 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 7 AT TACOMA 8 9 SHANTRA BOLEK-MOORE, an Case No. 3:20-cv-05736-BHS individual, 10 STIPULATED MOTION AND ORDER TO DISMISS WITH Plaintiff. 11 **PREJUDICE** 12 v. **Note for Motion Calendar:** September 2, 2021 13 THE HCI GROUP, a Florida Corporation; and DOES 1 THROUGH 14 10, inclusivé, 15 Defendants. 16 17 18 Plaintiff, Shantra Bolek-Moore, and defendant, The HCI Group, stipulate to 19

dismissal of all claims with prejudice against all defendants. In light of the Parties'

STIPULATION TO DISMISS - PAGE 1 OF 4

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| 1 | stipulation, the Parties jointly move for dismissal of all claims with prejudice, and | |
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| 2 | without costs or attorneys' fees to any party. | |
| 3 | RESPECTFULLY SUBMITTED this 2nd day of September, 2021. | |
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| 9 | DEFIANCE LAW PLLC | NILAN JOHNSON LEWIS |
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| 11 | s/ Kevin P. Smith Kevin P. Smith, WSBA No. 48578 | <u>s/Pablo Orozco</u>Pablo Orozco, admitted <i>Pro Hac Vice</i> |
| 12 | 7512 Bridgeport Way W, Ste A Lakewood, WA 98499 | Joseph Schmitt, admitted <i>Pro Hac Vice</i> 250 Marquette Ave S, Ste 800 |
| 13 | (253) 244-7329 Email: k.smith@defiance.law | Minneapolis, MN 55401 |
| 14 | Attorneys for Plaintiff | Email: POrozco@nilanjohnson.com Email: jschmitt@nilanjohnson.com |
| 15 | | Attorneys for Defendant |
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| 1 | <u>ORDER</u> |
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| 2 | Based on the foregoing stipulation, it is hereby ordered that Plaintiff Shantra Bolek-Moore's |
| 3 | Complaint against Defendant The HCI Group. is dismissed in its entirety, with prejudice and without |
| 4 | costs or attorneys' fees to any party. |
| 5 | DATED this day of, 2021. |
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| 9 | The Honorable Benjamin H. Settle United States District Court Judge |
| 10 | PRESENTED BY: |
| 11 12 | DEFIANCE LAW PLLC Attorneys for Plaintiff, Shantra Bolek-Moore |
| 13 | By <u>s/Kevin P. Smith</u> Kevin P. Smith, WSBA No. 48578 7512 Bridgeport Way W, Ste A |
| 14 15 | Lakewood, WA 98499 (253) 244-7327 Email: k.smith@defiance.law |
| 16 17 | |
| 18 19 20 | APPROVED AS TO FORM; NOTICE OF PRESENTATION WAIVED: NILAN JOHNSON LEWIS |
| 21 22 23 24 25 26 | s/Pablo Orozco Pablo Orozco, admitted Pro Hac Vice Joseph Schmitt, admitted Pro Hac Vice 250 Marquette Ave S, Ste 800 Minneapolis, MN 55401 Email: POrozco@nilanjohnson.com Email: jschmitt@nilanjohnson.com Attorneys for Defendant |

STIPULATION TO DISMISS - PAGE 3 OF 4

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1 2 **CERTIFICATE OF SERVICE** 3 I, Kevin P. Smith, certify that on September 2, 2021, I electronically filed the foregoing 4 with the Clerk of the Court using the CM/ECF system, which will send notification of such filing 5 to the following: 6 Attorneys for Defendant The HCI Group: 7 NILAN JOHNSON LEWIS 8 Pablo Orozco 9 Joseph Schmitt 250 Marquette Ave S, Ste 800 10 Minneapolis, MN 55401 Email: POrozco@nilanjohnson.com 11 Email: jschmitt@nilanjohnson.com 12 Attorneys for Defendant 13 14 The foregoing statement is made under the penalty of perjury under the laws of the United 15 States of America and the State of Washington and is true and correct. 16 DATED this 2nd day of September, 2021. 17 18 19 By: Kevin P. Smith 20 21 22 23 24 25 26